

Ordinance No. 308

AN ORDINANCE OF THE CITY OF TIOGA, TEXAS, ADOPTING AN UPDATED CAPITAL IMPROVEMENT PLAN; AMENDING ORDINANCE NUMBER 261, SECTION 8, SCHEDULE A AND SCHEDULE B; PROVIDING FOR SAVINGS, REPEALING AND SEVERABILITY CLAUSES; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Tioga, Texas previously adopted Ordinance No. 261 adopting a capital improvements plan and establishing water and sanitary sewer impact fees; and

WHEREAS, the City Council has found it necessary, on the advice of the City Engineer, to update the capital improvements plan and to adopt amended impact fees for water and sanitary sewer use within the City of Tioga; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of Tioga to adopt these amendments to the existing impact fees;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TIOGA, TEXAS:

Section 1. The Capital Improvement Plan for Determination of Water and Wastewater impact fees updated July, 2012 is hereby adopted.

Section 2. Ordinance 261, Section 8, Schedule A is hereby amended to read as follows:

Schedule A

Water/Wastewater Equivalency Table

Water Meter size	Service Unit Equivalent	Water Impact Fee	Wastewater Impact Fee
¾"	1.0	\$ 1,943.20	\$ 1,136.83
1"	1.67	\$ 3,245.14	\$ 1,898.51
1.5"	3.33	\$ 6,470.85	\$ 3,785.66
2"	5.33	\$ 10,357.25	\$ 6,059.32
3"	10	\$ 19,431.99	\$ 11,368.34
4"	16.67	\$ 32,393.12	\$ 18,951.02
6"	33.33	\$ 64,766.82	\$ 37,890.67
8"	53.33	\$ 103,630.79	\$ 60,627.34
10"	76.67	\$ 148,985.05	\$ 87,161.04

Section 3. Ordinance Number 261, Section 8, Schedule B is hereby amended:

ORIGINALS

Schedule B

Impact Fee Rates

Facility Category	Service Area	Maximum Impact Fee Per Service Unit Equiv.	Adopted Impact Fee Per Service Unit Equiv.
Water Facilities	All	\$ 1,943.20	\$ 1,943.20
Wastewater Facilities	All	\$ 1,136.83	\$ 1,136.83

Section 4. Savings/ Repealing Clause.

All provisions of any ordinances in conflict with this Ordinance are hereby repealed; but such repeal shall not abate any pending prosecution for violation of the repealed Ordinance, nor shall the repeal prevent prosecution from being commenced for any violation if occurring prior to the repeal of the Ordinance. Any remaining portions of any conflicting ordinance shall remain in full force and effect.

Section 5. Severability Clause.

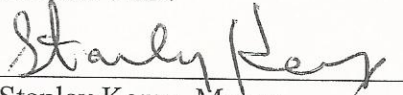
If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason, held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. Tioga hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional.

Section 6. Effective Date.


This ordinance shall become effective immediately upon its adoption.

Passed by the City Council of the City of Tioga, Texas this 8th day of October, 2012 .

APPROVED:


Stanley Kemp, Mayor

ATTEST:


Donna Carney, City Secretary